

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

4 UNITED STATES OF AMERICA,

5 Plaintiff,

SUMMONS IN A CIVIL ACTION

6 Case Number:

7 MICHELE R. SCHAUER,

8 Defendant(s).

CV 08

2092

SLM

9 TO: (Name and Address of Defendant)

10 MICHELE R. SCHAUER
11 2305 Van Ness Blvd., Suite B
12 San Francisco, CA 94109

13 YOU ARE HEREBY SUMMONED and required to file with the CLERK OF COURT, United
14 States District Court, Northern District of California, 450 Golden Gate Avenue, 16th Floor,
15 San Francisco, CA 94102, an answer to the complaint which is herewith served upon you
16 within 20 days after service of this summons upon you, exclusive of the day of service.

17 You must also serve your answer upon

18 PLAINTIFF'S ATTORNEY, MICHAEL COSENTINO, State Bar No. 83253, Attorney at Law,
19 P.O. Box 129, Alameda, CA 94501

20 (510) 523-4702

21 If you fail to do so, judgment by default will be taken against you for the relief demanded in
22 the complaint.

23 APR 22 2008

24 RICHARD W. WIEKING
CLERK

25 DATE

26 BY DEPUTY CLERK

27

28

<i>Attorney or Party without Attorney:</i> Michael Cosentino, Attorney at Law P.O. Box 129 Alameda, CA 94501 Telephone No: 510-523-4702		<i>For Court Use Only</i>	
FAX No: 510-747-1640		Ref. No. or File No.:	
<i>Attorney for: Plaintiff</i>			
<i>Insert name of Court, and Judicial District and Branch Court:</i> United States District Court - Northern District Of California			
<i>Plaintiff:</i> United States Of America, et al			
<i>Defendant:</i> Michele R. Schauer, et al			
PROOF OF SERVICE S&C	<i>Hearing Date:</i>	<i>Time:</i>	<i>Dept/Div:</i>
			<i>Case Number:</i> CV082092SLM

1. *At the time of service I was at least 18 years of age and not a party to this action.*
2. *I served copies of the Summons and Complaint*
3. *a. Party served:* Michele R. Schauer
b. Person served: Serena Ledesma, administrative assistant, White, Female, 27 Years Old, 5 Feet 5 Inches, 125 Pounds
4. *Address where the party was served:* Atlas Chiropractic
2305 Van Ness Blvd #B
San Francisco, Ca 94109
5. *I served the party:*
 - b. by substituted service.* On: Sat., Jul. 19, 2008 at: 1:20PM I left the documents listed in item 2 with or in the presence of:
Serena Ledesma, administrative assistant
 - (1) **(Business)** a Person in charge at least 18 years of age apparently in charge of the office or usual place of business of the person served. I informed him or her of the general nature of the papers.
 - (4) A declaration of mailing is attached.
 - (5) I attach a declaration of diligence stating actions taken first to attempt personal service.
6. *The "Notice to the Person Served" (on the Summons) was completed as follows:*
 - a. as an individual defendant*

7. Person Who Served Papers:

a. Richard Stitts, Jr.



LEGAL EXPRESS LTD.
1831 HARTMAN LN.
P. O. BOX 808001
PETALUMA, CA 94975-8001
PHONE 707-765-6765
FAX 707-765-6762

Recoverable Cost Per CCP 1033.5(a)(4)(B)

d. The Fee for Service was:

e. I am: (3) registered California process server

- (i) Owner
- (ii) Registration No.: P-402
- (iii) County: Sonoma

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: Mon, Jul. 21, 2008

<p>Attorney or Party without Attorney: Michael Cosentino, Attorney at Law P.O. Box 129 Alameda, CA 94501 Telephone No: 510-523-4702 FAX No: 510-747-1640</p>		<p>For Court Use Only</p>	
		<p>Ref. No or File No.:</p>	
<p>Attorney for: Plaintiff Insert name of Court, and Judicial District and Branch Court: United States District Court - Northern District Of California</p>			
<p>Plaintiff: United States Of America, et al Defendant: Michele R. Schauer, et al</p>			
<p>PROOF OF SERVICE By Mail</p>	<p>Hearing Date:</p>	<p>Time:</p>	<p>Dept/Div:</p>
			<p>Case Number: CV082092SLM</p>

1. I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
2. I served copies of the Summons and Complaint
3. By placing a true copy of each document in the United States mail, in a sealed envelope by **First Class** mail with postage prepaid as follows:
 - a. Date of Mailing: Mon., Jul. 21, 2008
 - b. Place of Mailing: Petaluma, Ca 94975
 - c. Addressed as follows:
 Michele R. Schauer
 Atlas Chiropractic
 2305 Van Ness Blvd #B
 San Francisco, Ca 94109
4. I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Mon., Jul. 21, 2008 in the ordinary course of business.

5. Person Serving:

- a. Ioanna Asimos
- b. Legal Express Limited
 P.O. Box 808001
 Petaluma, Ca 94975
 c. 707 765-6765, FAX 707-765-6762

Recoverable Cost Per CCP 1033.5(a)(4)(B)

- d. **The Fee for Service was:**
- e. I am: (3) registered California process server
 - (i) Independent Contractor
 - (ii) Registration No.: 115
 - (iii) County: Marin

8. **I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.**

Date: Mon, Jul. 21, 2008

<i>Attorney or Party without Attorney:</i> Michael Cosentino, Attorney at Law P.O. Box 129 Alameda, CA 94501		<i>For Court Use Only</i>	
<i>Telephone No:</i> 510-523-4702 <i>FAX: No:</i> 510-747-1640		<i>Ref. No or File No.:</i>	
<i>Insert name of Court, and Judicial District and Branch Court:</i> United States District Court - Northern District Of California			
<i>Plaintiff:</i> United States Of America, et al			
<i>Defendant:</i> Michele R. Schauer, et al			
Due Diligence S&C		<i>Hearing Date:</i>	<i>Time:</i>
			<i>Dept/Div:</i>
		<i>Case Number:</i> CV082092SLM	

1. I, Richard Stitts, Jr., and any employee or independent contractors retained by Legal Express Limited are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant Michele R. Schauer as follows:

2. *Documents:* Summons and Complaint.

Day	Date	Time	Location	R e s u l t s
Tue	07/08/08	11:25am	Business	Subject not there at this time.; Attempt made by: Richard Stitts, Jr.. Attempt at: Atlas Chiropractic 2305 Van Ness Blvd #B San Francisco Ca. 94109.
Thu	07/17/08	10:18am	Business	Subject not there at this time.; Attempt made by: Richard Stitts, Jr.. Attempt at: Atlas Chiropractic 2305 Van Ness Blvd #B San Francisco Ca. 94109.
Fri	07/18/08	11:18am	Business	Subject not there at this time.; Attempt made by: Richard Stitts, Jr.. Attempt at: Atlas Chiropractic 2305 Van Ness Blvd #B San Francisco Ca. 94109.
Sat	07/19/08	1:20pm	Business	Substituted Service effected by leaving copy of the document(s) with; Serena Ledesma, administrative assistant. Attempt made by: Richard Stitts, Jr.. Attempt at: Atlas Chiropractic 2305 Van Ness Blvd #B San Francisco Ca. 94109.

3. *Person Executing*

- a. Richard Stitts, Jr.
- b. **Legal Express Limited**
P.O. Box 808001
Petaluma, Ca 94975
c. 707 765-6765, FAX 707-765-6762

Recoverable Costs Per CCP 1033.5(a)(4)(B)

d. The Fee for service was:

- e. I am:* (3) registered California process server
 - (i) Employee
 - (ii) Registration No.: P-402
 - (iii) County: Sonoma

4. *I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.*

Date: Mon, Jul. 21, 2008

Due Diligence

> 
(Richard Stitts, Jr.) cosentino 16183